

RA Ref. RAA 8

W.C.C.  
COUNTRYSIDE RECREATION

21 SEP 2009



Wildlife & Countryside Act 1981  
Definitive Map of Public Rights of Way for  
Warwickshire

form

**C**

Environment & Economy  
PO Box 43, Shire Hall,  
Warwick, CV34 4SX

**Application for Modification Order  
to ADD a Route to the Map**

**Applicant's** Full name *Ramblers Association (Warwickshire Area)*  
 Address *10 St. Walbysgreve, 9*  
*26 Percy Road*  
 Town *Warwick* Postcode *CV34 4NA*  
 Daytime Tel: \_\_\_\_\_ Date of Birth \_\_\_\_\_  
 Occupation \_\_\_\_\_

I hereby apply for an Order under Section 53(2) of the Wildlife and Countryside Act 1981 modifying the Definitive Map and Statement for the County of Warwick by **Adding** the following route as a -

Public Footpath / ~~Public Bridleway~~ / ~~Byway Open to All Traffic\*~~

**As shown on the attached map.**

*\* delete as appropriate*

Please describe the route carefully and explain exactly where the route starts (from a point on a road or path), the line it follows and exactly where it finishes. Colour the line of the route on a 1:2500 scale Ordnance Survey Map and mark the position of any obstructions, fences, stiles or gates. Also note the width and surface type of the route at several points if it varies. If possible give an Ordnance Survey 8 figure grid reference for the start and finish of the route.

Grid References:

Start..... *SP501748* ..... Finish..... *SP499744* .....

Description :

*From Union Street to path RB41*

Signed:  
Claim No.

*St. Walbysgreve*

Office use only

Date: *21/9/09*

**Please see overleaf**

## Making your Application

Note on this application form all the documents you are using as evidence, attach copies if possible and any photographs.

Please ask anyone who wishes to give evidence that they have used the route, to fill in a "Witness Statement" Form G. Collect the completed forms and return them with your application.

**Before returning your application form you must send to each owner / occupier / tenant of the land crossed by your claim:**

- ◆ **Form A** - *Notice of Application for Modification Order*

**Return your completed application to the County Council. This should include:-**

- ◆ A copy of this form (C)
- ◆ A copy of form (B), *Certificate of Notice of Application for Modification Order* -, listing the owners / occupiers to whom you sent a copy of Form A
- ◆ Evidence - documents, plans, photographs (if applicable)  
Witness statement forms (**form G**)

\*You may find it helpful to keep a copy of all the information you send to the County Council.

### Send your application to -

Warwickshire County Council,  
Countryside Recreation,  
Unit 11, Montague Road,  
Warwick, CV34 5LW.  
Telephone: (01926) 413421 or 413415

### Evidence in support of your claim -

**Documents** \_\_\_\_\_ (number of pages attached)

Please attach a copy of any documents or maps you are using as evidence. Include the document reference number and title and give the full name and address of the Library, Record Office, University or person in possession of the original document.

**Photographs** \_\_\_\_\_ (number attached)

These should be securely mounted on card, stout paper or in plastic wallets, each should be clearly numbered and labelled with the date and place it was taken and if possible please show the location of the photograph on a plan.

**Witness Statement Forms (G)** \_\_\_\_\_ (number attached)

Please number each form and make a list with the name, address and number of each person who has completed a "witness statement"(G) in support of your application, on *this* form (C).

Briefly, why do you believe this route is a public right of way?

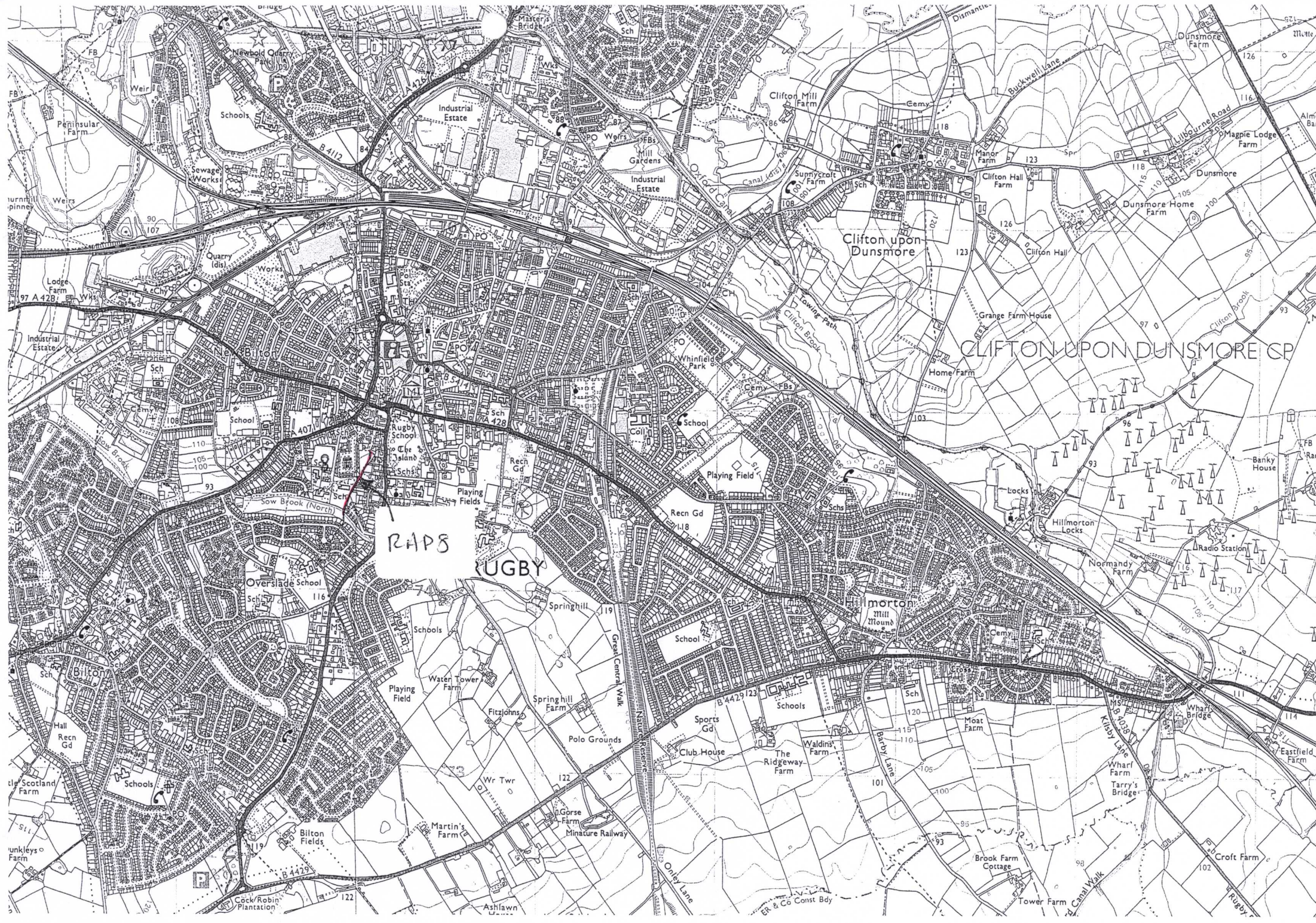
see attached, typed, statement of evidence

List your evidence and references

please add a separate sheet if you need more space

Statement of Evidence for Path Claim RAP 8

- 1 The section of the path in Rugby appears to be that created by the Rugby Inclosure Award 1774 (held by the Warwickshire County Record Office at QS75.93) as the fourth public footpath, being 4 ft wide. It was described as going 'from the south side of the Homestead or Garden of Thomas Miller near the south-west corner of the Town of Rugby, ..... to a stile in Bilton being the footway towards Dunchurch'.
- 2 The path is shown on the first edition of the Ordnance Survey six inch map (1887) from the south end of Union Street to Overslade Road.
- 3 The section south of Sow Brook was diverted by The Dunchurch Road Estate, Rugby Diversion Order 1939 (WCRO: QS47/391). This (diverted) part is shown on the Definitive Map as part of RB41. The path was described as going from Union Street to Overslade Lane, with the whole route being shown on the plan.
- 4 The southern end of the path was diverted by another Quarter Sessions Highways Order of 1952 (WCRO: QS47/416), when the new width was given as 4 ft 6 ins. Only part of this path is shown on the Definitive Map, as part of RB 41.
- 5 The unrecorded section of the path has a well maintained, tarmac, surface with cycling barriers and signs, and modern street lights.
- 6 It is considered, therefore, that it is reasonable to allege that the route subsists as a public footpath and should be recorded as such on the Definitive Map.



RAPS  
RUGBY

CLIFTON UPON DUNSMORE CP

Clifton upon  
Dunsmore

Hillmorton

RUGBY

